Ifw



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DEMARKS			
In re application of:		)	Confirmation No.: 9132
Ian Michael Charles	Shand, et al.	)	
Serial No.: 10/620,866		)	Examiner: NYA
Filed on: July 15, 2003		)	Group Art Unit No.: 2661
	APPARATUS FOR FO		TUNNELED PACKET IN A
Mail Stop Amendment Commissioner for Paten P.O. Box 1450 Alexandria, VA 22313-			
	INFORMATION DISCI	LOSURE STAT	EMENT
Sir:			
Enclosed is a cop	y of Information Disclo	sure Citation Fo	orm PTO-1449 together with
copies of the documents	cited on that form, if ne	eded. It is respe	ectfully requested that the cited
documents be considered	d and that the enclosed I	nformation Disc	closure Citation Form PTO-1449
be initialed by the Exam	iner to indicate such con	sideration and a	copy thereof returned to
applicant(s).			
Pursuant to 37 C	.F.R. § 1.97, the submiss	sion of this Info	rmation Disclosure Statement is
not to be construed as a	representation that a sear	rch has been ma	de and is not to be construed as
an admission that the inf	formation cited in this sta	atement is mater	rial to patentability.
Pursuant to 37 C	.F.R. § 1.97, this Inform	ation Disclosure	Statement is being submitted
under one of the following	ng (as indicated by an ">	K" to the left of	the appropriate paragraph):
_X 37 C.F	.R. §1.97(b).		
_	.R. §1.97(c). If so, then the following:	this Information	n Disclosure Statement includes
	A statement pursua	ant to 37 C.F.R.	§1.97(e)

	information contained in this information disclosure statement was first cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.
	1.97(e)(2) The undersigned hereby states that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement.
	A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).
	37 C.F.R. §1.97(d). If so, then this Information Disclosure Statement includes the following:
	A statement pursuant to 37 C.F.R. §1.97(e)
	1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement; OR
	1.97(e)(2) The undersigned hereby states that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement.
	AND
	A check for \$180.00 for the fee under 37 C.F.R. §1.17(i) for submission of the Information Disclosure Statement.
<u> </u>	37 C.F.R. §1.97(i). Wherein applicants are submitting references before the grant of a patent to be placed in the file but not considered by the Patent office.
	(1) Accordingly, copies of the references as listed on the attached Form PTO 1449 are submitted herewith for placement in the file. No certification or

fees are deemed necessary.

Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1302.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

Dated: June /0, 2005

Christopher J. Palermo

Reg. No. 42,056

2055 Gateway Place, Suite 550 San Jose, California 95110-1089

Telephone: (408) 414-1080 Facsimile: (408) 414-1076

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

June /O , 2005
(Date of Deposit)

Maria Eivers

(Typed or printed name of person mailing correspondence)

(Signature of person mailing correspondence)

Seq. No. 7345

## ATTY. DOCKET NO. SERIAL NO. INFORMATION DISCLOSURE CITATION 50325-0807 10/620,866 IN AN APPLICATION **APPLICANT:** (PTO-1449) Ian Michael Charles Shand, et al. JUN 1 3 2005 **FILING DATE: GROUP:** July 15, 2003 2661 PAOPEN DOCUMENTS Name of Patentee or Applicant U.S. Patent Document Date of Publication of Pages, Columns, Exam. Cite No.1 Lines, Where of Cited Document Cited Document Initial\* Number Kind Code<sup>2</sup> MM-DD-YYYY Relevant (If known) Passages or Relevant Figures **Appear** 5,243,592 Perlman et al. 09-07-1993

OTHER ART – NO PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	Translation <sup>2</sup>
		INTERNATIONAL SEARCHING AUTHORITY, International Search Report, PCT/US04/33827, dated March 28, 2005, 8 pages.	
		Current Claims, PCT/US04/33827, 6 pages.	

Examiner	Date Considered	
Signature		

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard S.3). <sup>4</sup>For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.